

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

VINCENT BAKER,	)	
	)	2:05-cv-589-GEB-KJM
Plaintiff,	)	
	)	
v.	)	<u>ORDER</u>
	)	
STATE OF CALIFORNIA, et al.,	)	
	)	
Defendants,	)	
	)	
v.	)	
	)	
NARCISO MORALES,	)	
	)	
Cross-Defendant.	)	

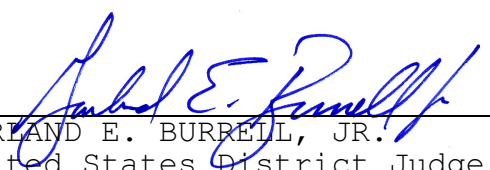
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On April 13, 2007, Defendants filed a Notice of Settlement and Request to Vacate Trial Date, notifying the court "that the parties have reached an agreement to settle this action" and "request[ing] that the Court vacate the May 15, 2007 trial date." (Notice at 2.) Defendants further state that they "anticipate that they will be able to comply with the terms of the settlement within 180 days and will file a Stipulation for Dismissal at that time." (Id.) Therefore, a dispositional document shall be filed no later than October 13, 2007. Failure to respond by this deadline may be construed as consent to dismissal of this action without prejudice, and a dismissal order could be filed. See L.R. 16-160(b) ("A failure

1 to file dispositional papers on the date prescribed by the Court may  
2 be grounds for sanctions.").

3 The May 15, 2007 trial date is vacated. A status conference  
4 is scheduled to commence at 9:00 a.m. on November 26, 2007.<sup>1</sup> A joint  
5 status report shall be filed fourteen days before the status  
6 conference.

7 Dated: April 17, 2007

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10 GARLAND E. BURRELL, JR.  
11 United States District Judge  
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26 <sup>1</sup> A status conference is scheduled because the mere  
27 representation that an action has been settled does not justify removal  
28 of the action from a district court's docket. Cf. Callie v. Near, 829  
F.2d 888, 890 (9th Cir. 1987) (indicating that a representation that  
claims have been settled does not necessarily establish the existence of  
a binding settlement agreement).